

## **CHAPTER 8-04-05 DENIAL OR REVOCATION**

### **Section**

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**8-04-05-01. Causes for denial.** The board may deny registration to an applicant for failure to meet the qualifications, as stated in North Dakota Century Code section 43-03-13, for failure to pay the required fees, for failure to provide required information, or for violation of any of the provisions of this title.

**General Authority:** NDCC 43-03-08

**Law Implemented:** NDCC 43-03-13

**8-04-05-02. Causes for revocation.** The board may, upon notice and hearing, revoke the registration of an architect or landscape architect for the causes stated in North Dakota Century Code sections 43-03-19 and 43-03-20.

**History:** Amended effective February 1, 2005.

**General Authority:** NDCC 43-03-08

**Law Implemented:** NDCC 43-03-19, 43-03-20

**8-04-05-03. Charges or complaints - Procedure.** A member of the board, a practitioner, or the public may file a complaint or charge regarding practice of architecture or landscape architecture in North Dakota. In each instance, the board shall proceed as follows:

1. All charges or complaints alleging or implying violations of law or of the provisions of this title shall be referred to the board's counsel, with instructions to investigate. Typically, such investigation will include a request by letter for information, addressed to the person or persons accused, with copies to all members. Upon receipt of a reply, the board's counsel will recommend to the board what action, if any, the board should take.
2. Charges or complaints of a minor or routine nature may, at the discretion of the board, be assigned to the secretary. Typically, such assignment will be a written inquiry, explanation, or warning to the person or persons accused, with copies of all correspondence to the other members.
3. Any person against whom charges or complaints of a serious nature, in the opinion of counsel, are filed shall be properly notified by the board or its counsel as to the nature of the allegations, the person's legal rights,

including right to a hearing before the board, and upon resolution of the matter, any action on, or dismissal of, the charges or complaints.

**History:** Amended effective February 1, 2005.

**General Authority:** NDCC 43-03-08

**Law Implemented:** NDCC 43-03-08, 43-03-20

**8-04-05-04. Suspension.** Whenever the board has the power to revoke registration, it may, in lieu thereof and in its sole discretion, suspend registration for a period of time not to exceed one year.

**General Authority:** NDCC 43-03-08

**Law Implemented:** NDCC 43-03-08